

U.S. DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
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UNITED STATES DISTRICT COURT

FOR THE WESTERN DISTRICT OF LOUISIANA

SHREVEPORT DIVISION

JAMES EDWARD PRESTON

CIVIL ACTION NO. 09-1138-P

VERSUS

JUDGE WALTER

WARDEN RICHARD BRAZZEL

MAGISTRATE JUDGE HORNSBY

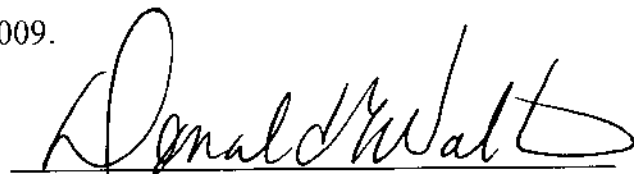
J U D G M E N T

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, and after an independent review of the record, and noting the lack of written objections filed by Petitioner and determining that the findings are correct under the applicable law;

IT IS ORDERED that Petitioner's application for writ of habeas corpus is **DISMISSED WITHOUT PREJUDICE** for failure to exhaust state court remedies.

THUS DONE AND SIGNED, in chambers, in Shreveport, Louisiana, on this

17 day of August 2009.



DONALD E. WALTER
UNITED STATES DISTRICT JUDGE